

U.S. PTO Customer No. 25280

Case No.: 5664

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Alfred R. DeAngelis et al.
 Serial Number: 10/675,061
 Filed: September 30, 2003
 Title: REGULATED FLEXIBLE HEATER
 Group Art Unit: 3742
 Examiner: PATEL, VINOD D.

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SEP 16 2005

Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8(d)

I hereby certify that this correspondence, and all correspondence referenced herein as being enclosed with this correspondence, is being transmitted by facsimile to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, at (571)273-8300 on:

Date: September 16, 2005

Signature: Alissa Kohlman
Name: Alissa D. Kohlman

Sir:

PETITION FOR WITHDRAW FROM ISSUANCE

A Notice of Allowance and Issue Fee Due was mailed for this application on June 15, 2005. The Issue Fee was subsequently paid on August 9, 2005.

Applicant respectfully petitions under 37 CFR §1.313 (c) (2) withdraw of the above referenced application from issuance for the purpose of consideration of a Request for Continued Examination in compliance with 37 CFR § 1.114. The Request for Continued Examination has been submitted solely for the purpose of submitting an Information Disclosure Statement citing new references received from an International Search Report on a related PCT case.

The Commissioner is hereby authorized to deduct the fees for this petition from our Deposit Account 04-0500.

September 16, 2005

Respectfully submitted,

Legal Department
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**Request
for
Continued Examination (RCE)
Transmittal**

Address to:
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P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/675,061
Filing Date	September 30, 2003
First Named Inventor	Deangelis, Alfred, R.
Art Unit	3742
Examiner Name	PATEL, VINOD D.
Attorney Docket Number	5684



This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

I. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

II. Other _____

b. Enclosed

I. Amendment/Reply

II. Affidavit(s)/Declaration(s)

III. Information Disclosure Statement (IDS)

IV. Other REQUEST WITHDRAW OF ALLOWANCE

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a

b. period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(f) required)

c. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 04-0500. I have enclosed a duplicate copy of this sheet.

I. RCE fee required under 37 CFR 1.17(e)

II. Extension of time fee (37 CFR 1.136 and 1.17)

III. Other REQUEST WITHDRAW OF ALLOWANCE (IF ANY)

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature		Date	SEPTEMBER 16, 2005
Name (Print/Type)	CHERYL J. BRICKEY	Registration No.	56891

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature		Date	SEPTEMBER 16, 2005
Name (Print/Type)	ALISSA D. KOHLMAN	Registration No.	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.